

1 TAMARA BEATTY PETERSON (Nevada Bar No. 5218)  
tpeterson@bhfs.com  
2 LAURA E. BIELINSKI (Nevada Bar No. 10516)  
lbielinski@bhfs.com  
3 BROWNSTEIN HYATT FARBER SCHRECK, LLP  
100 North City Parkway, Suite 1600  
4 Las Vegas, Nevada 89106-4614  
Telephone: (702) 382-2101  
Facsimile: (702) 382-8135

6 Attorneys for Plaintiff  
7 LV GAMING VENTURES, LLC

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9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 LV GAMING VENTURES, LLC, a  
12 Nevada limited liability company,

13 Plaintiff,

14 v.

15 THE M RESORT PHUKET, an unknown  
16 entity doing business in Phuket, Thailand;  
17 and INFINITY ONLINE SOLUTIONS  
Co., LTD., an unknown entity doing  
18 business in Phuket, Thailand,

19 Defendant.

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21 Case No. 2:11-cv-01552-LDG-VCF

22 **FINAL JUDGMENT AND  
PERMANENT INJUNCTION**

23 UPON CONSIDERATION of the motion filed by Plaintiff LV Gaming Ventures, LLC  
24 (“Plaintiff”) for a default judgment, permanent injunction and exoneration of bond, the supporting  
memorandum of points and authorities, the supporting documents and evidence, the record in this  
case, and for other good cause shown:

25 THE COURT HEREBY FINDS THAT Defendants The M Resort Phuket and Infinity  
26 Online Solutions, Co. Ltd. (“Defendants”) were regularly served with the Summons and Complaint  
27 in this matter but have failed to appear and answer the Complaint within the period prescribed by  
28 law, that Defendants' default was duly entered by the Clerk of the Court on February 23, 2012, and

BROWNSTEIN HYATT FARBER SCHRECK, LLP  
100 NORTH CITY PARKWAY, SUITE 1600  
LAS VEGAS, NV  
(702) 382-2101

1 that Plaintiff is entitled to affirmative relief against Defendants on its claims for cybersquatting,  
2 unfair competition and trademark infringement under the Lanham Act, and copyright infringement  
3 under the Copyright Act, as set forth in Plaintiff's moving papers;

4 IT IS THEREFORE HEREBY ORDERED, ADJUDGED AND DECREED that Plaintiff  
5 be awarded judgment against Defendants as follows:

- 6 1. Statutory damages under the Lanham Act for cybersquatting in the amount of  
7 \$100,000;
- 8 2. Damages for corrective advertising in the amount of \$1,000;
- 9 3. Reasonable attorneys' fees;
- 10 4. Costs; and
- 11 5. Post-judgment interest on the principal sum at the statutory judgment rate from the  
12 entry of judgment until paid in full;

13 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendants and their  
14 officers, agents, servants, employees and/or all persons acting in concert or participation with  
15 Defendants are hereby permanently enjoined from:

- 16 1. using the trademark M RESORT or Plaintiff's stylized M logo, or the trademarks M  
17 CAFÉ or VILLAGGIO BAR, all as defined in Plaintiff's Complaint (collectively  
18 "Plaintiff's Marks") or confusingly similar variations thereof, alone or in combination  
19 with any other letters, words, letter strings, phrases or designs, in United States  
20 commerce (including, without limitation, in connection with any business targeting  
21 United States residents in the United States) or on any websites connected to any  
22 generic top level domain names (.com, .net, .info., .org, .biz, .name, and .pro);
- 23 2. registering or trafficking in any generic top-level domain names (.com, .net, .info.,  
24 .org, .biz, .name, and .pro) containing Plaintiff's Marks or confusingly similar  
25 variations thereof, alone or in combination with any other letters, words, phrases or  
26 designs; and
- 27 3. reproducing, publishing, publicly distributing, preparing derivative works from  
28 and/or otherwise using the M Bar Image or any other images from the Plaintiff's

1 website <themresort.com> in any way in United States commerce (including, without  
2 limitation, in connection with any business targeting United States residents in the  
3 United States) or on any websites connected to any generic top level domain names  
4 (.com, .net, .info., .org, .biz, .name, and .pro);

5 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that registration of the  
6 domain name <mresortphuket.com> shall be permanently transferred to Plaintiff. The domain  
7 name registrar, GoDaddy, shall effectuate the transfer; and

8 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of the Court  
9 shall refund to Plaintiff the \$100 deposited by Plaintiff as security for the temporary restraining order  
10 and preliminary injunction entered in this case.

11 ENTERED this 19 day of September 2012.

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UNITED STATES DISTRICT JUDGE  


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LAS VEGAS, NV  
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